

MANDATE

USDC/MA
O'Toole, J

**United States Court of Appeals
For the First Circuit**

No. 07-1777

THOMAS D. GILLIS,

Plaintiff, Appellant,

v.

SPX CORPORATION INDIVIDUAL ACCOUNT RETIREMENT PLAN
AND SPX RETIREMENT ADMINISTRATIVE COMMITTEE,

Defendants, Appellees.

JUDGMENT

Entered: December 19, 2007

This cause came on to be heard on appeal from the United States District Court for the District of Massachusetts and was argued by counsel.

Upon consideration whereof, it is now here ordered, adjudged and decreed as follows: The district court's grant of summary judgment in favor of SPX Corporation Individual Account Retirement Plan is affirmed.

Certified and Issued as Mandate
under Fed. R. App. P. 41.

Richard Cushing Donovan, Clerk

RC
Deputy Clerk

Date: 1/23/08

By the Court:

Richard Cushing Donovan, Clerk

[cc: Ms. Haralampu, Mr. Murray, Mr. Twohig, Ms. Trueblood, Mr. Ward, Mr. Vail, Mr. Jacobson, Mr. Bricker, Mr. Cavanaugh, Mr. Gallagher & Mr. Smith.]